

# EXHIBIT I

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

BLUE SPIKE, LLC,

*Plaintiff,*

V.

## AUDIBLE MAGIC CORPORATION,

*Defendant.*

## AUDIBLE MAGIC CORPORATION,

### *Counterclaim Plaintiff*

V.

BLUE SPIKE, LLC, BLUE SPIKE, INC.  
and SCOTT A. MOSKOWITZ

#### *Counterclaim Defendants.*

Case No. 6:15-cv-584-MHS

## Jury Trial Demanded

## TO PROSPECTIVE JURORS

This questionnaire is designed to obtain information from you with respect to your qualifications to sit as a juror in this case. By the use of this questionnaire, the process of jury selection will be shortened. Please answer the questions as completely as possible. The information contained within the questionnaire will become part of the Court's permanent record, but it will not be distributed to anyone except the attorneys in the case and the judge. During the questioning by the Court or the attorneys, you will be given an opportunity to explain or expand any answers, if necessary. If for any reason you do not want to answer any of the questions asked, please write the word "PRIVATE" next to the question and we will take this matter up with you in private.

This questionnaire is part of the jury selection process. The questions must be answered by you under penalty of perjury and you should fill out this questionnaire by yourself without consulting any other person.

Please use the back of the questionnaire should you wish to make further comments regarding any of your answers, and please remember to indicate the corresponding question number.

If you do not understand a question, please write "I DO NOT UNDERSTAND" and the question will be explained to you in Court. **PLEASE REALIZE THERE ARE NO RIGHT OR WRONG ANSWERS – JUST HONEST ONES.**

**JUROR QUESTIONNAIRE**

Juror No. \_\_\_\_\_

1. Name: \_\_\_\_\_ Age: \_\_\_\_\_  Male  Female
2. City/town where you live, and how long you have lived there? \_\_\_\_\_
3. What is the last or highest level of school you completed (if beyond high school, indicate field of study)? \_\_\_\_\_

4. Provide the following information for the last 3 jobs you have held. If Military or Government, indicate rank or GS level:

Employer/Title	Duties	# Supervised	Years
a.			
b.			
c.			

5. Have you ever owned or operated a small business?  Yes  No If yes, please describe: \_\_\_\_\_
6. Have you ever held a public service job or worked for the government?  Yes  No If yes, please describe (If military service, include branch and highest rank): \_\_\_\_\_
7. Do you have any special training, education, or experience in the following areas? [Check all that apply]
- |   |   |   |
|---|---|---|
| <input type="checkbox"/> Accounting           | <input type="checkbox"/> Computer software          | <input type="checkbox"/> Database technology              |
| <input type="checkbox"/> Computer hardware    | <input type="checkbox"/> Law / Law enforcement      | <input type="checkbox"/> Internet advertising / marketing |
| <input type="checkbox"/> Computer programming | <input type="checkbox"/> Music / Audio technologies | <input type="checkbox"/> Entertainment industry           |
8. If you have served as a juror, explain what was/were the case(s) about: \_\_\_\_\_
9. Have you or anyone close to you ever worked in the legal profession, including working for any court, judge, lawyer or law firm?  Yes  No If yes, please explain: \_\_\_\_\_
10. What is your current marital status?  Single  Married (\_\_\_\_ years)  Divorced  Divorced, but remarried  Widowed
11. Spouse's Name: \_\_\_\_\_ Spouse's Employer: \_\_\_\_\_

12. Have you, or any immediate family member, ever:
- |                          |                              |                             |
|--------------------------|------------------------------|-----------------------------|
| Been a witness in court? | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Filed a lawsuit?         | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
| Been sued?               | <input type="checkbox"/> Yes | <input type="checkbox"/> No |
13. Are there any newspapers / magazines you read regularly?  Yes  No If yes, please list them: \_\_\_\_\_
14. Have you ever used: [Check all that apply]  Facebook or other social networking  Online music websites  Shazam
15. Do you use the Internet for: [Check all that apply]  Email  Shopping  Work  Entertainment  Other
16. Do you or anyone close to you have your/their own website?  Yes  No
17. Have you ever listed to music on the Internet?  Yes  No
18. Have you ever loaded audio files onto a website?  Yes  No
19. Do you know what a database is?  Yes  No If you use databases, please explain how: \_\_\_\_\_
20. Have you ever: Created or developed something and had the idea taken from you?  Yes  No  
Been accused of taking the idea of another?  Yes  No
21. Have you or anyone close to you ever applied for / obtained a patent or trademark?  Yes  No If yes, please describe: \_\_\_\_\_
22. Do you have any familiarity or experience with the U.S. Patent and Trademark Office?  Yes  No If yes, please explain: \_\_\_\_\_
23. Do you think that people try to get away with wrongful conduct if they think they won't get caught?  
 Definitely     Probably     Unsure     Probably Not     Definitely Not

24. Do you think fraud is common or typical among individuals or companies these days?  
 Definitely    Probably    Unsure    Probably Not    Definitely Not
25. Do you have any strong feelings concerning the protections afforded by patents, trademarks or copyrights?  
 Strongly against    Against    Unsure    In favor    Strongly in favor    No feelings
26. List any organizations, clubs, or groups you are affiliated with: \_\_\_\_\_
27. Is there anything that may affect your ability to be a fair and impartial juror in this case?  Yes  No  
If yes, please explain: \_\_\_\_\_

Your signature: \_\_\_\_\_

Date signed: \_\_\_\_\_